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Amentum Services, Inc*

**UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA**

JONATHON HILL, an individual, and  
PHILLIP ROWTON, an individual,  
  
Plaintiffs,  
  
vs.  
  
AMENTUM SERVICES, INC., and Does 1-10,  
  
Defendants.

Case No. 2:23-cv-01750-MMD-BNW

**STIPULATION AND ORDER TO  
EXTEND TIME FOR DISCOVERY  
(SECOND REQUEST)**

Defendant Amentum Services, Inc, (“Defendant”) by and through its counsel, the law firm of Jackson Lewis P.C., and Plaintiffs Jonathon Hill and Phillip Rowton (“Plaintiffs”), by and through their counsel, McCracken, Stemerman & Holsberry, LLP, hereby stipulate and agree to extend the deadline to complete discovery to **December 30, 2024**. This Stipulation is submitted and based upon the following:

1           1.       On October 27, 2023, Plaintiffs filed a Complaint naming Amentum Services, Inc,  
2 as Defendant.

3           2.       On October 31, 2023, Plaintiffs served Defendant with a copy of the Summons and  
4 Complaint.

5           3.       On January 5, 2024, Defendant filed its Motion to Dismiss Plaintiff's Complaint.

6           4.       On April 1, 2024, the Court denied Defendant's Motion to Dismiss. ECF No. 14.  
7 The Court gave the Parties 180 days to complete discovery, to Saturday, September 28, 2024  
8 (September 30, 2024).

9           5.       Amentum's counsel was injured shortly thereafter, requiring an extension of time to  
10 answer the complaint. Pursuant to stipulation, Defendant answered on May 1, 2024.

11          6.       Pursuant to Local Rule 26-3, the Parties submit the following statements:

12           a.   **Discovery completed:** The Parties timely completed initial disclosures, and  
13 they have served written discovery requests on each other, including requests  
14 for production of documents and interrogatories. They have provided  
15 extensions on discovery deadlines due to the schedules of counsel. Defendant  
16 responded to Plaintiffs' discovery on August 12, 2024, and Plaintiffs  
17 responded to Defendant's discovery on September 18, 2024.

18           b.   **Discovery that remains to be completed:** Plaintiffs have noticed a  
19 deposition of Defendant's 30(b)(6) representative for October 28, 2024, and  
20 Defendant has noticed depositions of Plaintiffs for October 29, 2024. The  
21 Parties are also discussing stipulations in lieu of deposition testimony.

22           c.   **Reasons why deadline was not completed:** The Parties have been working  
23 diligently to obtain discovery and have engaged in settlement discussions,  
24 most recently on October 24, 2024. Additional time is needed to explore  
25 whether the case can be resolved without further involvement of the Court.  
26 The parties have committed to having further discussions in the next several  
27 days.

28           d.   **Proposed schedule:**

              i.   Discovery cut-off of **December 30, 2024**

7. This is the second request for an extension of time to complete discovery, which was previously extended by 30 days to the schedule of the parties and counsel. Although this request is not made more than 21 days in advance of the current discovery cut-off on October 30, 2024, there is good cause for it. It is being made following substantive settlement discussions between counsel held on October 24, 2024, which require additional time to determine whether a resolution can be reached between the parties, or whether the parties can reach factual stipulations regarding undisputed issues. Counsel are concerned that proceeding to depositions in the next few days may interfere with settlement discussions. Further, the parties' ability to reach factual stipulations in advance of summary judgment will allow for the case to be resolved expeditiously by the court if it cannot be resolved.

8. This request is made in good faith and not for the purpose of delay. The Parties have been working diligently to obtain discovery, and additional time is needed to see if the parties can reach a resolution of this case while conserving party and judicial resources.

DATED this 24th day of October, 2024.

McCracken, Stemerman & Holsberry, LLP

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### **ORDER**

IT IS SO ORDERED:

  
UNITED STATES MAGISTRATE JUDGE

Dated: October 28, 2024